

AO 245B (CASD Rev. 1/19) Judgment in a Criminal Case

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

V.

EDUARD GHIOCEL (1)
aka Eduard Alexandru, Filica

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 3:23-CR-00650-LAB

Roseline Dergregorian Feral

Defendant's Attorney

USM Number 32896-298

☐ -

THE DEFENDANT:

☒ pleaded guilty to count(s) 1 of the Information

☐ was found guilty on count(s) _____
after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offense(s):

Title and Section / Nature of Offense**Count**

18:1956(h); 21:853(p), 18:982 - Conspiracy To Launder Monetary Instruments; Criminal Forfeiture

1

The defendant is sentenced as provided in pages 2 through 3 of this judgment.
The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The defendant has been found not guilty on count(s) _____☐ Count(s) _____ is dismissed on the motion of the United States.☒ Assessment: \$100.00

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☐ JVT Assessment*: \$

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*Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22.

☒ No fine ☒ Forfeiture pursuant to order filed 11/21/2023, included herein.

IT IS ORDERED that the defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States Attorney of any material change in the defendant's economic circumstances.

November 20, 2023

Date of Imposition of Sentence



HON. LARRY ALAN BURNS

UNITED STATES DISTRICT JUDGE

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IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of:
36 months

- ☐ Sentence imposed pursuant to Title 8 USC Section 1326(b).
☒ The court makes the following recommendations to the Bureau of Prisons:
TERMINAL ISLAND OR LOMPOC DESIGNATION

- ☐ The defendant is remanded to the custody of the United States Marshal.
☐ The defendant must surrender to the United States Marshal for this district:

- ☐ at _____ A.M. on _____
☐ as notified by the United States Marshal.

- ☐ The defendant must surrender for service of sentence at the institution designated by the Bureau of Prisons:
☐ on or before
☐ as notified by the United States Marshal.
☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

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SUPERVISED RELEASE

Upon release from imprisonment, the defendant will be on supervised release for a term of:
3 years

MANDATORY CONDITIONS

1. The defendant must not commit another federal, state or local crime.
2. The defendant must not unlawfully possess a controlled substance.
3. The defendant must not illegally possess a controlled substance. The defendant must refrain from any unlawful use of a controlled substance. The defendant must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter as determined by the court. Testing requirements will not exceed submission of more than 4 drug tests per month during the term of supervision, unless otherwise ordered by the court.
☐ The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (check if applicable)
4. ☐ The defendant must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. (check if applicable)
5. ☒ The defendant must cooperate in the collection of DNA as directed by the probation officer. (check if applicable)
6. ☐ The defendant must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in the location where the defendant resides, works, is a student, or was convicted of a qualifying offense. (check if applicable)
7. ☐ The defendant must participate in an approved program for domestic violence. (check if applicable)

No standard conditions of supervised release were imposed.

SPECIAL CONDITIONS OF SUPERVISION

- Do not enter the United States illegally.
- The defendant must not commit another federal, state or local crime.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDUARD GHIOCEL (1),
aka "Eduard Alexandru,"
aka "Filica",

Defendant.

Case No. 23-cr-0650-LAB

PRELIMINARY ORDER OF
CRIMINAL FORFEITURE

WHEREAS, in the Information, the United States sought forfeiture of all right, title and interest in multiple properties of Defendant EDUARD GHIOCEL ("Defendant"), pursuant to Title 18, United States Code, 982(a)(1) as property, real and personal, which constitute and are derived from proceeds traceable to the violations of Title 18, United States Code, Sections 1341, 1343, and 1346, as charged in the Information and as set forth in Count 1 of the Information; and

WHEREAS, on June 20, 2023, Defendant pled guilty before Magistrate Judge Jill L. Burkhardt to the offense in Count 1 of the Information, which plea included consent to the forfeiture allegation of the Information, and consent to the forfeiture of all properties seized in connection with the case as proceeds traceable to the offense set forth in Count 1 which Defendant agrees are forfeitable to the United States pursuant to Title 18, United States Code, 982(a)(1):

- 1 • 2019 Lamborghini Urus, CA License 4QUE305, VIN
- 2 ZPBUA1ZL5KLA01530;
- 3 • 2020 Ferrari Portofino, CA License Plate VL16HPY, VIN
- 4 ZFF89FPB000256119;
- 5 • 2021 Lamborghini Urus, VIN ZPBUA1ZL7MLA13293;
- 6 • BMW X4, VIN WBAVJ51040LP64279, License Plate, VL 97HPY
- 7 • Two (2) gold coin with Krugerrand 2013 inscribed, worth \$2,000 USD each,
- 8 \$4,000.00 in total;
- 9 • Approximately \$1,896.37 worth of U.S. Currency compromised of the
- 10 following mix of Romanian leu and euros:
- 11 8,050 leu (worth approximately \$1,786.87 USD compromised of:
- 12 aa. 34 bank notes of 200 lei denominations;
- 13 bb. 10 bank notes of 100 lei denominations;
- 14 cc. 5 bank notes of 50 lei denominations;
- 15 • 100 euro (worth approximately \$109.50 USD) comprised of:
- 16 aa. 2 bank notes of 50-euro denominations; and

17 WHEREAS, on, June 20, 2023, this Court accepted the guilty plea of
18 Defendant; and

19 WHEREAS, by virtue of the facts set forth in the plea agreement and forfeiture
20 addendum, the Court finds that the United States has established the requisite nexus
21 between the properties and the offense; and,

22 WHEREAS, by virtue of said guilty plea, the United States is now entitled to
23 possession of the above-referenced properties, pursuant to Title 18, United States
24 Code, 982(a)(1) and Rule 32.2(b) of the Federal Rules of Criminal Procedure; and

25 WHEREAS, pursuant to Rule 32.2(b), the United States having requested the
26 authority to take custody of the above-referenced properties which are hereby found
27 forfeitable by the Court; and

1 WHEREAS, the United States, having submitted the Order herein to the
 2 Defendant through his attorney of record, to review, and no objections having been
 3 received;

4 Accordingly, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

5 1. Based upon the guilty plea of the Defendant to Count 1 of the
 6 Information, the United States is hereby authorized to take custody and control of the
 7 following properties, and all right, title and interest of Defendant EDUARD
 8 GHIOCEL in the properties are hereby forfeited to the United States pursuant to Title
 9 18, United States Code, 982(a)(1) for disposition in accordance with the law, subject
 10 to the provisions of Title 21, United States Code, Section 853(n):

- 11 • 2019 Lamborghini Urus, CA License 4QUE305, VIN
 12 ZPBUA1ZL5KLA01530;
- 13 • 2020 Ferrari Portofino, CA License Plate VL16HPY, VIN
 14 ZFF89FPB000256119;
- 15 • 2021 Lamborghini Urus, VIN ZPBUA1ZL7MLA13293;
- 16 • BMW X4, VIN WBAVJ51040LP64279, License Plate, VL 97HPY
- 17 • Two (2) gold coin with Krugerrand 2013 inscribed, worth \$2,000 USD each,
 18 \$4,000.00 in total;
- 19 • Approximately \$1,896.37 worth of U.S. Currency compromised of the
 20 following mix of Romanian leu and euros:
 21 8,050 leu (worth approximately \$1,786.87 USD compromised of:
 22 aa. 34 bank notes of 200 lei denominations;
 23 bb. 10 bank notes of 100 lei denominations;
 24 cc. 5 bank notes of 50 lei denominations; and
- 25 • 100 euro (worth approximately \$109.50 USD) comprised of:
 26 aa. 2 bank notes of 50-euro denominations.

27 2. The aforementioned forfeited assets are to be held by the Federal Bureau
 28 of Investigation in its secure custody and control.

1 3. Pursuant to Rule 32.2(b) and (c), the United States is hereby authorized
2 to begin proceedings consistent with any statutory requirements pertaining to
3 ancillary hearings and rights of third parties. The Court shall conduct ancillary
4 proceedings as the Court deems appropriate only upon the receipt of timely third-
5 party petitions filed with the Court and served upon the United States. The Court
6 may determine any petition without the need for further hearings upon the receipt of
7 the Government's response to any petition. The Court may enter an amended order
8 without further notice to the parties.

9 4. Pursuant to the Attorney General's authority under Section 853(n)(1) of
10 Title 21, United States Code, Rule 32.2(b)(6), Fed. R. Crim. P., and Rule G(4) of the
11 Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions,
12 the United States forthwith shall publish for thirty (30) consecutive days on the
13 Government's forfeiture website, www.forfeiture.gov, notice of this Order, notice of
14 the United States' intent to dispose of the specific properties in such manner as the
15 Attorney General may direct, and notice that any person, other than the Defendant,
16 having or claiming a legal interest in the above-listed forfeited firearm and
17 ammunition must file a petition with the Court within thirty (30) days of the final
18 publication of notice or of receipt of actual notice, whichever is earlier.

19 5. This notice shall state that the petition shall be for a hearing to
20 adjudicate the validity of the petitioner's alleged interest in the specific properties,
21 shall be signed by the petitioner under penalty of perjury, and shall set forth the
22 nature and extent of the petitioner's right, title, or interest in the forfeited specific
23 properties and any additional facts supporting the petitioner's claim and the relief
24 sought.

25 6. The United States shall also, to the extent practicable, provide direct
26 written notice to any person known to have alleged an interest in the specific
27 properties that are the subject of the Preliminary Order of Criminal Forfeiture, as a
28 substitute for published notice as to those persons so notified.

